

July 25, 2016

PRESENT: Rusty Bridle, Chairman  
Jim Waddell, Vice-Chairman  
Rick Griffin, Selectman  
Phil Bean, Selectman  
Regina Barnes, Selectman  
Frederick Welch, Town Manager

I. Public Hearing RSA 674:40-a to accept the following streets as Class V Highways:

Philbrook Terrace; Brown Avenue from Highland Avenue to Island Path; Parr Street; Naves Road; Beatrice Lane; Merrill Industrial Drive; Summerwood Drive; Blake Lane; Milbern Avenue; Noel Street; Fox Road; Vanderpool Drive; Ward Lane; Jones Avenue; Curtis Street; Yeaton Street; Mary Batchelder Road; Huntington Place; Higgins Lane; Malek Circle; Glen Road; Mill Pond Road; Wheaton Lane Terrace; Taylor Street

Town Manager Welch: all the streets have been accepted by the Planning Board, but not accepted by the town as Class V Highways; have been trying to clear up all the discrepancies and once these are accepted we have 25-30 left to go.

Selectman Waddell MOTIONED to accept the above-mentioned streets as Class V Highways  
SECONDED by Selectman Bean.

VOTE: 5-0-0

II. Public Comment Period (7:51)

Chris Muns: hoping will approve request that is on the Consent Agenda; using the Selectman's Room for a Candidate's Night on October 13, 2016.

III. Announcements and Community Calendar (9:05)

Chairman Bridle: welcomed back the Town Manager Welch

IV. Consent Agenda (9:30)

1. Hampton Cemetery Deed: Donald G. and Sandra S. Schule
2. Raffle Permit: HYA Seacoast Storm 1-year
3. Release of Welfare Lien
4. Seafood Vendor Permits: Michael's Place, Shirts R Us, T-Shirt City 105-107 Ocean Blvd; Dudley's 203 Ocean Blvd AirBrush Underground 205 Ocean Blvd; Beach Bums, 211 Ocean Blvd; Jewel Box 215 C Ocean Blvd; Michaels Place, Bargain World 235 Ocean Blvd;
5. Use of Selectmen's Room for Candidates Night October 13, 2016

Selectman Waddell MOTIONED to MOVE the Consent Agenda SECONDED by Selectman Barnes.

VOTE: 5-0-0

V. Appointments (10:08)

1. Kristi Pulliam, Finance Director

a. Monthly Financials

Ms. Pulliam: the target is 50%; month total income \$616,962 of that total motor vehicles came in at \$317,361 over target by \$48,000; other major contributors were interest on taxes @ \$54,062; building permits @ \$23,020; departmental income @ \$84,687; parking lots @ \$88,927; real estate trust @ \$39,753; updated 2016 adjusted budget column. Revenue compared to June 2015; interest on taxes down \$32,000; FD permits up \$3,859; motor vehicle income up \$123,986; building permits down \$19,398; departmental income down \$73,131; parking lots up \$37,432; franchise fees down \$53,785 and revenue as a whole down by \$97,869. Expense summary shows year to date by department at the end of June the operating departments without debt service but with open POs 46.32% spent. The department's line items running over 70%; voter registration 82.47%; finance OT wages 100.76%; MIS supplies and expenses 117.83%; planning board contracted services & dues @ 75.3%; department as a whole is over @ 52.23%; cemeteries telephones @ 73.69% and heating fuel @ 100.3%; parking administration supplies & expenses @ 106.08%. The PD as a whole is 44.14% when including open POs; the FD is @ 50.51% when open POs included; Highways & Streets @ 39.09% overall when open POs included; Municipal Sanitation slightly under target @ 48.57% when not including annual PO for chemicals under target @ 46.3%; Culture & Recreation @ 76.18%; Patriotic Purposes @ 114.73%. The 2015 encumbrances showing 78% expended to date; Recreation Fund 24 balance is \$192,837 with beach sticker donation @ \$8,900 and \$16,441 granted in scholarships. Cable Committee Fund balance @ \$100,790; private detail fund 26 @ \$135,979; EMS Fund 27 @ \$357,404; Waste Water System Development charges collected \$39,642 making balance on account @ \$216,184.

Selectman Waddell: great report; is this report on-line/website. Ms. Pulliam: yes

Selectman Waddell: do we expect the revenue remaining down for 2016. Ms. Pulliam: yes, as we were getting health reimbursements

Selectman Waddell: but nothing causing problems over the year. Ms. Pulliam: no

Selectman Waddell: overtime wages is way up; are the department heads made aware of this. Ms. Pulliam: I send all the department heads their section of financials and send their summary

Selectman Waddell: thank you, good report

Selectman Bean: great job

Selectman Griffin: great job; overall revenue is down, but the parking revenue is up

2. Ed Tinker, Chief Assessor (20:48)

a. 2016 Revaluation Update

Mr. Tinker: our values have increased considerably from the 2011 revaluation and have a larger number of hearing requests; present values on August 8<sup>th</sup> meeting; utility values were just completed; asked State for a couple extra weeks to submit MS1 if needed, which has been granted. The market is appreciating and sales number increasing; market not slowing down; on average 15%-16% increase in assessed values. The telephone bill HB1198 will be starting in 2017; the revaluation is bringing properties up to fair market value, which is done once every five years.

Selectman Barnes: the issue is you cannot look at the applying the 2015 rate to your reassessed value.

Selectman Waddell: have the hearings been going along pretty well? Mr. Tinker: they have overall been ok.

Selectman Waddell: have we been able to get most people in who have asked. Mr. Tinker: yes, everyone has had plenty of time

Selectman Waddell: can you explain what the equalization ratio is? Mr. Tinker: it is the qualified sale price in relationship to the current assessed value of those properties

Selectman Waddell: people should understand that we go after the utilities to pay their fair share. Mr. Tinker: we have an appraiser doing our utilities this year to get a fairer market value

Selectman Bean: thank you for your department and Vision Appraisals have done a good job; the conduct of taxpayers coming in to question the valuations has been great and sounds like they are getting a great education in terms of the process; two sets of taxpayers in this town. The bill 79E gave \$175,000 to luxury condominiums a law passed by Concord, which I voted against; pole exclusion will be hundreds of thousands of dollars on just ½ the pole. The utilities strip down a tree, stick it in the ground, and make revenue off it. FairPoint Communications is a Delaware Corp. they have an office in North Carolina; the Chief Executive was paid \$2.5 million and his assistant was paid \$1,000,000 and our state legislators voted for this, Nancy Stiles was the exception; corporations enjoying a different set of taxation benefits.

Selectman Griffin: thank you for doing a great job.

Selectman Waddell MOTIONED to give an extension until August 8, 2016 to present final values SECONDED by Selectman Griffin.

VOTE: 5-0-0

Selectman Barnes MOTIONED to give an extension on submission of the MS-1 form SECONDED by Selectman Waddell.

VOTE: 5-0-0

3. Carl McMorran, Troy Dixon, Director of Rates & Regulations, Aquarion Water Company

a. Drought Advisory

Mr. McMorran: have asked customers to cut back on outside water use; good shape and do not envision other restrictions; depends on rain over the next month; thank Department of Public Works for their sign.

b. Monthly Billing

Mr. Dixon: thank town for coming up with settlement agreement; reading meters and billing on monthly basis; detect leaks more easily and quickly; conservation benefits; lower uncollectable; target start date September 1, 2016; no change to public fire protection and no change to existing customer rates.

c. Update on Water Main Construction Projects

Mr. McMorran: Manchester Street and Sunsurf Avenue are finished and paved; Towle Farm Road have new pipe in; started work on Lafayette Road, which will extend down Park Avenue; improve services on Drakeside Road; cost projections around \$950,000.

d. Exeter Road Tank Rehabilitation and Painting

Mr. McMorran: tank 34 years old; cannot take tank out of service for any time period; have two options; could build second tank would cost \$2,000,000-\$3,000,000 or do some other system improvements that will produce similar outcome; alternative system upgrades; improve software programming; be working on the projects for next year.

Selectman Barnes: glad to hear you sending out notice informing customers of the monthly billing.

Town Manager Welch: the utility needs to teach people to read their meter to figure out when they have a leak. Mr. McMorran: instructions are on our website, but will include in our letter.

Town Manager Welch: people need to be educated more.

Selectman Waddell: quantity wise, are we will in good shape in Hampton. Mr. McMorran: yes, do not see any problems now; once we get past the Seafood Festival the demand drops by 50%, so if drought continues would not be an issue until next June we monitor on daily basis.

Selectman Waddell: what about the quality of water in Hampton, guarantee we are constantly monitoring it? Mr. McMorran: yes, meets all regulatory parameters; no evidence of any issues.

Selectman Bean: the handout was very informative; demand vs production; could be shortage; do not think your company has done a very good job informing the public. What were your notifications to the Town Manager, Public Works, Sewer system and Fire Chief? Mr. McMorran: they were notified by email and/or phone call.

Selectman Bean: startling graph; without water, we are dead in the water; margins are too tight. I think you should meet with the Town Manager, DPW, Fire Chief, and Police Chief should meet to talk about how dangerous it is; need to develop SOP; public needs to be notified that this could be dangerous and we need to watch out water consumption. Would like to sit in on that meeting; make sure that the production capacity and demand is never so close to the margins that exist; building another can of water may be the way to go.

Selectman Griffin: thank you, you do a great job being very communicative; not in favor of monthly billing.

Chairman Griffin: have extended water a little bit on Towle Farm Road; Mr. Bean does bring up a good point about our concern of production vs use; loop from Towle Farm Road onto Drakeside is good; full circle loop instead of two dead end mains is a good idea.

VI. Approval of Minutes (52:50)

1. June 27, 2016

Selectman Waddell MOTIONED to APPROVE the Minutes of June 27 as submitted  
SECONDED by Selectman Barnes.

VOTE: 5-0-0

VII. Town Manger's Report (53:05)

1. The Town has received a number of complaints concerning the manner in which some citizens maintain the outside of their properties. We need to advise that private property is just that and the Town has no jurisdiction over the manner in which a property is maintained unless it violates a law or ordinance. The complaints we have been receiving concern the manner in which the lawn is cut, trees and shrubs are trimmed, when buildings are painted, etc. These are areas where the Town does not by law regulate.
2. If you have been transported by the Town ambulance, please remember that the bill you receive is the method used to fund this service. Property taxes do not pay for ambulance services. When you receive your bill, please tender payment in a reasonable period of time. If there are problems of any kind, please contact the Fire Department.
3. A permit from the Public Works Department is required before you can repave your driveway. The permit is necessary so that your new pavement will match the street pavement. The matching often requires excavation in the street. A part of your driveway is located on Town property. Public Works also verifies that the necessary dig safe permits have been issued under the State law. Please be sure that your contractor has applied for all required permits before he starts any work.
4. Members of board are cordially invited to participate with the American Legion Post 35 on the upcoming rededication on Sunday, September 11, 2016 at 6:00PM on High Street of the Global War on Terrorism Monument.
5. Sent you a huge packet of material on amending Section 1700 of the Environmental Code for the State of NH trying to determine any Waste Water Treatment Plant located within 20 miles of a water supply well, must provide drinking quality water at the discharge of the plant. The estimated cost is \$80,000,000-\$100,000,000 for our plant, we need to keep our eyes open, as every City and Town in State would have to do; costs would be impossible for the Town to make up.

Selectman Waddell: read information you sent on the Waste Water Treatment Plants, is that at the State level? Town Manager Welch: the State cannot impose this, as if they impose on their own they would have to provide 100% of the funding; going to Federal Government saying, they would like this to be done and you order us to do it and then we do not have to pay anything.

Selectman Bean: can you prepare letter regarding the comments on 1700 and send to the Governor, and forward to President of the Senate, Speaker of the House, and US Senators; also have the DPW Director come in and brief at the next meeting.

Chairman Bridle: I have a letter from the Firefighters requesting contract negotiations.

Town Manager Welch: Jamie is due in Monday and we will schedule it.

## VIII. Old Business (1:01:49)

Selectman Griffin: regarding parking charges that we passed last week, several things we said here were not factual and we need to look at it.

Chairman Bridle: I checked and I was mistaken, their price was \$25, that is their limit as of right now; can bring up another vote if you would like; I still think \$30 is reasonable.

Selectman Griffin: Generally, it is \$20; it is only \$25 on certain days and many days it is less than \$20.

Chairman Bridle: their limit is \$25; if we want to make it \$25 that is fine, but I still think we should leave it at \$30, it is more than reasonable; I think if the Town's people have parking stickers they would only have to pay \$20.

Selectman Griffin: town lot fills up many times a day; parking revenue is up substantially; not in business to gouge the public; families do not come to sit on the beach for 12 hours, they come for 3-4 hours. It is only \$2.00 per hour on the front; we are already collecting more than the State collects; I think we need to reconsider this.

Selectman Bean: I support the spirit of what Mr. Griffin is saying; do a simple check that we are no higher than the Precinct is charging for the day; we should not be in competition with the Precinct.

Chairman Bridle: the Precinct and Town work it out charging the same thing; we are making more money this year because the Casino has added more shows and are open a lot more too.

Selectman Waddell MOTIONED to go parody with the Precinct and leave upper limit at \$30 SECONDED by Selectman Barnes.

VOTE: 5-0-0

Selectman Griffin: absolutely ridiculous; does not make any sense; Mr. Waddell mentioned that is the average price; I can see how you operate and I am losing my respect for you.

Selectman Waddell: last week we dealt with salary adjustments and raises and I would like to see next year that we have more data to deal with and be more pro-active.

## IX. New Business (1:10:20)

### 1. Approval and acceptance of Bond for Off-Site improvements, Cornerstone Development

Town Manager Welch: all the parties agree including the developer the sum of money that be retained for off-site developments would be \$26,496 and ask that the board accept this as the bond amount.

Selectman Waddell MOTIONED to APPROVE the acceptance of \$26,496 Bond for Off-Site improvements, Cornerstone Development SECONDED by Selectman Barnes.

VOTE: 5-0-0

### 2. Bernie's Beach Bar – Request to amend existing permit for entertainment to remove all license restrictions

Town Manager Welch: I sent our request to Police, Fire and Building Department asking for their input. The Fire Department said as long as they follow the codes they have no problem and Building Department said the same; I spoke with the Chief of Police and they have only had one major activity there since they opened; my suggest to Chief was it be granted on a trial basis. If there is a problem, we can address that problem and if it gets to be, a problem that they cannot resolve it can come back to the board for further determination.

Attorney Ells: we were hoping all the restrictions are removed; I believe this will be a destination location for the beach and would like to start out with a full license. I do not feel it is fair to keep him on a leash for 30 days, he is not new to community and is familiar with town ordinances regarding noise. I request we start out with a fresh clean license and be given the benefit of the doubt, start clean, and if there is a problem you have all the authority in the world, and the police chief has the authority also.

Selectman Barnes: Mr. Fleury is a Hampton person and he has three bars/restaurants; we should give him a chance.

Selectman Waddell: you have the sound engineering report. Mr. Fleury: our engineer was at the meeting and we did everything we were asked to do to get this lifted.

Selectman Griffin: would you repeat the suggestion. Town Manager Welch: the suggestion is to remove the restrictions of a 30 days trial period and see whether it works; the Chief's concern is that a major band has not been in there that has deep tones. If it ends up being a problem, we rather work it out with you; we could shut you down if you are in violation of the ordinance, but we do not want to do that.

Mr. Fleury: I feel like I should be shut down if I am in violation; I should get in trouble, but I have never been in violation or in trouble. We went above and beyond and spent over \$250,000 on the insulation; we doubled everything up; met with Chief on-site and he was very confident and said was happy with what we were doing. There engineering firm did the Casino and many other venues; tested the decibel level and it can be adjusted; we have done everything.

Selectman Waddell: I am fine and agree with Regina too.

Selectman Bean: I will not be voting on this, but find the counsel's assertions unimpeachable; find the both Selectmen's across the way here very cogent and clairvoyant in their perception of the operation.

Selectman Griffin: the Police Chief is in the same position as you Mr. Welch. Town Manager Welch: the Police Chief did not want to recommend this be talked about. I suggested to him the most moderate thing I could think of would be allow a 30-day trial period, removing all the restrictions; if you decide to remove all restrictions and you have the right to do that, by the time you end up getting enforcement done the new license will be due. It is a very long evolved complicated process to put restrictions back on.

Selectman Griffin: why does he think it should not be talked about? Town Manager Welch: he had not heard any of the deep decibel levels that have been played before; deep tones tend to carry much farther.

Selectman Griffin: does it mean he is against it. Town Manager Welch: no, it does not mean he is against it; he agreed there should be a trial to see if it works properly or not, if it does then remove the restrictions. In fact, if you are going to do that and remove the restrictions

now subject to 30-day's worth of testing, which means there are no restrictions and at the end of the 30-days, if nothing is wrong there are no restrictions.

Selectman Griffin: I take the position of the Town Manager and Police Chief.

Chairman Bridle: if there is a problem, the Chief can shut it down at any time, correct. Town Manager Welch: except after 11:00PM, our ordinance is not enforceable for sound noise.

Selectman Griffin: I would like to say, this is the first time I have ever seen the board make a vote against what the Police Chief recommends.

Chairman Bridle: the Police Chief has not make a recommendation.

Selectman Griffin: I listened to what Mr. Welch said

Selectman Barnes MOTIONED to APPROVE the Request to amend existing permit for entertainment to remove all license restrictions SECONDED by Selectman Waddell.

VOTE: 3-1(Griffin)-1(Beane)

3. Review and award of Public Works truck bids in accordance with the Town Purchasing Policy. Waivers for less than 3 bidders on 1 ton truck (1:26:20)

Town Manager Welch: I spoke with the Recreation Department and the vendor never came to review the equipment that is being traded, therefore, never offered a trade price on the one-ton vehicle. That leaves us trying to dispose of that vehicle for probably less than we can get for it on a trade-in. I would like to go back and re-bid, I think it would give us a better price.

Director Jacobs: Bid #005, my departments truck did not cover the Recreation Department, as they spec out something different from what we did, there was confusion into whether they wanted to trade-in the vehicle. If we re-bid, the whole bid, other parties currently know what other people bid, from my position, it is only partial, I did not want to speak for the Recreation Department in my recommendation. The other bid is for two new 6-wheel dump trucks, wings and plows; I put together a recommendation and speaking with staff I rushed to judgement; they would like to drive all the truck's we bid. Collectively they said if we had the money, they would like the Mac's, but it was too high, the second best was the Freightliner; the two trucks came to \$303,804.

Selectman Waddell: if you and your people are satisfied

Chairman Bridle: done a good job at going through them all and by allowing your staff to operate them you have given them the opportunity to see which ones you like better.

Selectman Waddell MOTIONED to APPROVE the purchase of two 6-wheel dump trucks for \$303,804 SECONDED by Selectman Barnes.

VOTE: 5-0-0

Director Jacobs: suggest we keep the Rec Dept. truck as town property and then we could still get the trades on ours and she can close on her truck. There were eight bids sent out and only received 2 back. The bid on my truck is \$44,774 the Rec Dept. truck is \$42,166.

Selectman Waddell MOTIONED to APPROVE the bids for the One-Tons-DPW truck \$44,774 and Recreation Department truck \$42,166 and waive the Town Purchasing Policy. Waivers for less than 3 bidders on 1-ton truck SECONDED by Selectman Barnes.



VOTE: 4-0-1(Griffin)

4. Rockingham County collective purchasing program (1:38:40)

Town Manager Welch: received communication from the county, Engineering and Municipal Services Division the Purchasing Coordinator; they are attempting to put together a consortium to look at bidding for different quantities that cities and towns use on a regular basis. I suggest we sit and talk to them to see what they are proposing to do and if it meets the criteria of our needs.

Chairman Bridle: I could see a great savings on paper/office products.

Selectman Bean MOTIONED to Approve the Rockingham County collective purchasing program SECONDED by Selectman Barnes.

VOTE: 5-0-1(Waddell)

5. Community Oven request to find no objection for a new liquor license and a brewpub license (1:40:11)

Selectman Bean MOTIONED to Approve Community Oven's request to find no objection for a new liquor license and a brewpub license SECONDED by Selectman Barnes.

VOTE: 5-0-0

6. Request to place a memorial bench at Kids Kingdom (1:40:25)

Town Manager Welch: had a request for a memorial bench for Carrie Hunter who died of cancer about a year ago; the Recreation Department has approved this, and it requires board approval.

Selectman Barnes MOTIONED to APPROVE the request to place a memorial bench at Kids Kingdom SECONDED by Selectman Waddell.

VOTE: 5-0-0

X. Closing Comments (1:41:30)

Selectman Waddell: people should look at the clock placed in front of Centre School it is coming along nicely

XI. Adjournment

Selectman Bean MOTIONED to adjourn the public meeting at 08:39 PM SECONDED by Selectman Waddell.

VOTE: 5-0-0

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Chairman